

PROOF

STATE OF IOWA

House Journal

TUESDAY, APRIL 10, 2018

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(The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE HOUSE

Ninety-third Calendar Day - Sixty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 10, 2018

The House met pursuant to adjournment at 8:34 a.m., Zumbach of Linn in the chair.

Prayer was offered by Reverend Alejandro Alfaro-Santiz, Trinity Las Americas United Methodist Church, Des Moines. He was the guest of Bennett of Linn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by veterans of southwest Iowa, Ben Wiese, President of Chapter 798, Vietnam Veterans of America and President of the Iowa Veterans Foundation and Brad Powell, past Commander of American Legion Post #2 and past Department Vice Commander of American Legion of Iowa. They were the guests of Jacobsen of Pottawattamie.

The Journal of Monday, April 9, 2018, was approved.

SENATE MESSAGE CONSIDERED

[Senate File 2391](#), by committee on Ways and Means, a bill for an act relating to the charging of fees relating to copies of adoption decrees and certifications of adoption delivered by the clerk of court to specified entities.

Read first time and referred to committee on **Ways and Means**.

On motion by Nunn of Polk, the House was recessed at 8:44 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:22 p.m., Finkenauer of Dubuque in the chair.

SENATE AMENDMENTS CONSIDERED

House Concurred

Zumbach of Linn called up for consideration [House File 2277](#), a bill for an act relating to the inspection and examination of certain public records under the custody of the state archivist or a county registrar, amended by the Senate, and moved that the House concur in the Senate amendment [H-8352](#).

Baudler of Adair rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

The motion prevailed and the House concurred in the Senate amendment [H-8352](#).

Zumbach of Linn moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2277](#))

The ayes were, 97:

| | | | |
|--------------|--------------|-------------------|-----------|
| Abdul-Samad | Anderson | Bacon | Baltimore |
| Baudler | Baxter | Bearinger | Bennett |
| Bergan | Best | Bloomingtondale | Bossman |
| Breckenridge | Brown-Powers | Carlson | Cohoon |
| Cownie | Deyoe | Dolecheck | Fisher |
| Forbes | Fry | Gaines | Gaskill |
| Gassman | Grassley | Gustafson | Hagenow |
| Hager | Hall | Hanusa | Heartsill |
| Heaton | Heddens | Hein | Highfill |
| Hinson | Holt | Holz | Huseman |
| Isenhart | Jacobsen | Jacoby | Jones |
| Kacena | Kaufmann | Kearns | Kerr |
| Klein | Koester | Kressig | Kurth |
| Landon | Lensing | Lundgren | Mascher |
| Maxwell | McConkey | McKean | Meyer |
| Miller, H. | Miller, P. | Mohr | Mommsen |
| Moore | Nielsen | Nunn | Oldson |
| Olson | Ourth | Paustian | Prichard |
| Rizer | Rogers | Running-Marquardt | Salmon |
| Sexton | Sheets | Sieck | Smith, M. |

| | | | |
|--------------------------|-------------------|----------------|---------------|
| Smith, R. | Staed | Steckman | Taylor, R. |
| Taylor, T. | Thede | Upmeyer, Spkr. | Vander Linden |
| Watts | Wessel-Kroeschell | Wheeler | Wills |
| Windschitl | Wolfe | Worthan | Zumbach |
| Finkenauer, Presiding | | | |

The nays were, 1:

Hunter

Absent or not voting, 2:

Pettengill

Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Jones of Clay called up for consideration [House File 2442](#), a bill for an act providing for brain injury policies for certain extracurricular interscholastic activities, and including applicability provisions, amended by the Senate amendment [H-8363](#).

Jones of Clay offered amendment [H-8375](#), to the Senate amendment [H-8363](#), filed by her from the floor and moved its adoption.

Amendment [H-8375](#), to the Senate amendment [H-8363](#), was adopted.

Jones of Clay moved that the House concur in the Senate amendment [H-8363](#), as amended.

The motion prevailed and the House concurred in the Senate amendment [H-8363](#), as amended.

Jones of Clay moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2442](#))

The ayes were, 96:

| | | | |
|-------------------|----------------|-------------------|--------------------------|
| Abdul-Samad | Anderson | Bacon | Baltimore |
| Baudler | Baxter | Bearinger | Bennett |
| Bergan | Best | Bloomingtondale | Bossman |
| Breckenridge | Brown-Powers | Carlson | Cohoon |
| Cownie | Deyoe | Dolecheck | Fisher |
| Forbes | Fry | Gaines | Gaskill |
| Gassman | Grassley | Gustafson | Hagenow |
| Hager | Hall | Hanusa | Heartsill |
| Heaton | Heddens | Hein | Highfill |
| Hinson | Holt | Holz | Hunter |
| Huseman | Isenhardt | Jacobsen | Jacoby |
| Jones | Kacena | Kaufmann | Kearns |
| Kerr | Klein | Koester | Kressig |
| Kurth | Landon | Lensing | Lundgren |
| Mascher | Maxwell | McConkey | McKean |
| Meyer | Miller, H. | Miller, P. | Mohr |
| Mommsen | Nielsen | Nunn | Oldson |
| Olson | Ourth | Paustian | Prichard |
| Rizer | Rogers | Running-Marquardt | Salmon |
| Sexton | Sieck | Smith, M. | Smith, R. |
| Staed | Steckman | Taylor, R. | Taylor, T. |
| Thede | Upmeyer, Spkr. | Vander Linden | Watts |
| Wessel-Kroeschell | Wheeler | Wills | Windschitl |
| Wolfe | Worthan | Zumbach | Finkenauer, Presiding |

The nays were, 2:

Moore Sheets

Absent or not voting, 2:

Pettengill Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Windschitl of Harrison in the chair at 2:44 p.m.

CONSIDERATION OF BILL

Ways and Means Calendar

[House File 2481](#), a bill for an act relating to school funding by modifying provisions relating to the collection of sales tax for deposit in the secure an advanced vision for education fund, provisions relating to the use of tax revenue from the secure an advanced vision

for education fund, and provisions relating to the calculation of adjusted additional property tax levy aid, and making appropriations, was taken up for consideration.

Dolecheck of Ringgold offered amendment [H-8373](#) filed by him from the floor and moved its adoption.

Amendment [H-8373](#) was adopted.

Koester of Polk offered amendment [H-8374](#) filed by him from the floor and moved its adoption.

Amendment [H-8374](#) was adopted.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 2481](#))

The ayes were, 95:

| | | | |
|---------------|-----------------|-------------------|-------------------|
| Abdul-Samad | Anderson | Bacon | Baudler |
| Baxter | Bearinger | Bennett | Bergan |
| Best | Bloomingtondale | Bossman | Breckenridge |
| Brown-Powers | Carlson | Cohoon | Cownie |
| Deyoe | Dolecheck | Finkenauer | Fisher |
| Forbes | Fry | Gaines | Gaskill |
| Gassman | Grassley | Gustafson | Hagenow |
| Hager | Hall | Hanusa | Heartsill |
| Heaton | Heddens | Hein | Highfill |
| Hinson | Holt | Holz | Hunter |
| Huseman | Isenhardt | Jacobsen | Jacoby |
| Jones | Kacena | Kaufmann | Kearns |
| Kerr | Klein | Koester | Kressig |
| Kurth | Landon | Lensing | Lundgren |
| Mascher | Maxwell | McConkey | McKean |
| Meyer | Miller, H. | Miller, P. | Mohr |
| Mommsen | Moore | Nielsen | Nunn |
| Oldson | Olson | Ourth | Paustian |
| Prichard | Rizer | Rogers | Running-Marquardt |
| Salmon | Sexton | Sheets | Sieck |
| Smith, M. | Smith, R. | Staed | Steckman |
| Taylor, R. | Taylor, T. | Thede | Upmeyer, Spkr. |
| Vander Linden | Watts | Wessel-Kroeschell | Wolfe |
| Worthan | Zumbach | Windschitl, | |
| | | Presiding | |

The nays were, 3:

Baltimore Wheeler Wills

Absent or not voting, 2:

Pettengill Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE WITHDRAWN

Hagenow of Polk asked and received unanimous consent to withdraw [House File 2438](#) from further consideration by the House.

IMMEDIATE MESSAGES

Hagenow of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2277, 2442 and 2481.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Winckler of Scott

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for approval on this 10th day of April, 2018: House Files 2233, 2297, 2338, 2349, 2379, 2381, 2392, 2404, 2414, 2427, 2441, 2444 and 2464.

CARMINE BOAL
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 10, 2018, the following bills were approved and transmitted to the Secretary of State:

[House File 2233](#), an Act relating to mechanics' liens, public construction liens, and the early release of retained funds.

[House File 2297](#), an Act relating to boiler and unfired steam pressure vessel inspections.

[House File 2349](#), an Act relating to persons voluntarily excluded from gambling facilities.

[House File 2379](#), an Act relating to municipal utility retirement systems.

[House File 2381](#), an Act relating to the disposition of a child found to have committed a delinquent act.

[House File 2392](#), an Act relating to electronic and mechanical eavesdropping, and the interception of communications.

[House File 2404](#), an Act relating to restitution paid to the estate or heirs at law of a crime victim.

[House File 2427](#), an Act relating to access to certain child abuse and dependent adult abuse information by free clinics, and including effective date provisions.

[House File 2464](#), an Act relating to the level of fees imposed pursuant to the land recycling program.

[Senate File 481](#), an Act relating to the enforcement of immigration laws and providing penalties and remedies, including the denial of state funds to certain entities.

[Senate File 2169](#), an Act limiting the liability of an alcoholic beverage licensee or permittee for certain alcohol-related injuries.

[Senate File 2177](#), an Act relating to consumer protection modifying provisions applicable to consumer security freezes and personal information security breach protection, and including effective date provisions.

[Senate File 2203](#), an Act authorizing the board of nursing to issue a limited nursing authorization to a nurse to complete the clinical component of a nurse refresher course.

[Senate File 2226](#), an Act relating to formatting requirements for groundwater hazard statements recorded with a county recording office.

[Senate File 2229](#), an Act relating to obtaining a mechanic's lien when a person takes collateral security on a contract for furnishing material or performing labor.

[Senate File 2293](#), an Act relating to motor vehicles, including provisions concerning record retention at established places of business of motor vehicle dealers, electronic titling and registration of motor vehicles, and warranties and recalls of motor vehicle franchises.

[Senate File 2347](#), an Act providing for the personal importation of alcoholic liquor, wine, and beer, concerning criminal penalties for bootlegging, and including effective date and applicability provisions.

PETITION FILED

The following petition was received and placed on file:

By Breckenridge of Jasper, 477 signatures from mostly students, "who believe they deserve a learning environment that is non-threatening."

SUBCOMMITTEE ASSIGNMENTS

[Senate File 2394](#)

Ways and Means: Rizer, Chair; Mohr and Wolfe.

[Senate File 2398](#)

Ways and Means: Hein, Chair; Bloomingdale and Gaskill.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

[House Study Bill 687](#)

Appropriations: Worthan, Chair; Breckenridge and Fisher.

COMMITTEE RECOMMENDATION

MADAM SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly [House Study Bill 683](#)), excluding entities under the control of an institution of higher learning governed by the state board of regents from the sales tax exemption for sales where the profits are used by or donated to certain nonprofit entities for educational, religious, or charitable purposes.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 10, 2018.

RESOLUTION FILED

[H.R. 113](#), by Fry, Dolecheck, Moore, Ourth, T. Taylor, and M. Smith, a resolution recognizing Graceland University and congratulating its men's basketball team for its outstanding 2017-2018 season, which it finished dramatically by winning the 2018 National Association of Intercollegiate Athletics 81st Annual Division I Men's Basketball Championship.

Laid over under **Rule 25**.

AMENDMENTS FILED

| | | |
|------------------------|-----------------------------|-----------------------|
| H-8372 | S.F. 2316 | Pettengill of Benton |
| H-8373 | H.F. 2481 | Dolecheck of Ringgold |
| H-8374 | H.F. 2481 | Koester of Polk |
| H-8375 | H.F. 2442 | Jones of Clay |
| H-8376 | S.J.R. 2006 | Baltimore of Boone |

On motion by Hagenow of Polk, the House adjourned at 3:02 p.m., until 8:30 a.m., Wednesday, April 11, 2018.